



Los Angeles Regional Water Quality Control Board

Mr. Adrian Foley Ermine Street, LLC 3090 Bristol Street, #200 Costa Mesa, CA 92626 VIA CERTIFIED MAIL RETURN RECEIPT REQUESTED No. 7012 3460 0001 6366 0601

MODIFICATION OF WATER QUALITY CERTIFICATION FOR PROPOSED KEYSTONE TRACT 60258 PROJECT (Corps' Project No. 2006-00667-AOA), SANTA CLARA RIVER, SANTA CLARITA, LOS ANGELES COUNTY (File No. 11-175)

Dear Mr. Foley:

Board staff has reviewed your request on behalf of Ermine Street, LLC, (Applicant) requesting modification of Clean Water Act Section 401 Water Quality Certification No. 11-175, issued for Keystone Tract 60258 Project.

Originally, the project was to gain access to the Brookfield site via southwest of the project site where Golden Valley Road intersects with Newhall Ranch Road. Due to the Los Angeles Department of Water and Power access restrictions (not permitting truck access across Golden Valley Road and Newhall Ranch until pipeline protection has been made) access to the sites will be achieved via a temporary crossing through the Santa Clara River.

The temporary crossing within Santa Clara River will be through a sparsely vegetated area, where an existing access road is currently located. A biological monitor will field locate the route to avoid and minimize any impacts to the existing habitat. Entrance to the reach would not require grading, and will occur when no surface flow is present. Heavy equipment crossing of the Santa Clara River will take place within approximately five (5) days and shall take place outside of the bird nesting season (March 1 – September 1). Light vehicle and equipment crossing of the Santa Clara River will occur within an approximate 45 day span and shall also take place outside the bird nesting season (March 1 – September 1). The temporary impact area will be within 62 linear feet (0.48 acres).

I have determined that the proposed modifications do not constitute a significant change in the nature or scope of the activities described for the project in your original application. Therefore, no additional action by this agency pursuant to Section 401 of the Clean Water Act is necessary.

This determination is limited to the proposed modifications contained in your notification to this Regional Board and described herein, and does not eliminate the Applicant's responsibility to comply with any other applicable laws, requirements and/or the original Certification No. 11-175.

File No. 11-175 Keystone (Modification)

The Applicant shall be liable civilly for any violations of this Certification, or any previous activities which are not authorized in accordance with the California Water Code. This Certification does not eliminate the Applicant's responsibility to comply with any other applicable laws, requirements and/or permits.

Should you have questions concerning this Certification action, please contact Valerie Carrillo Zara, P.G., Lead, Section 401 Program, at (213) 576-6759.

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Samuel Unger

Executive Officer

Dec. 26, 2013

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